



U.S. Department  
of Transportation

**Pipeline and Hazardous  
Materials Safety Administration**

400 Seventh Street, S.W.  
Washington, D.C. 20590

JUN 21 2007

Mr. Tony Finneman  
Executive Vice President  
Williston Basin Interstate Pipeline Company  
1250 West Century Avenue  
Bismarck, ND 58506-5601

Re: CPF No. 3-2005-1008

Dear Mr. Finneman:

Enclosed is the Final Order issued by the Associate Administrator for Pipeline Safety in the above-referenced case. It makes findings of violation and assesses a civil penalty of \$5,500. The penalty payment terms are set forth in the Final Order. This enforcement action closes automatically upon payment. Your receipt of the Final Order constitutes service of that document under 49 C.F.R. § 190.5.

Sincerely,

James Reynolds  
Pipeline Compliance Registry  
Office of Pipeline Safety

Enclosure

cc: Ivan Huntoon  
Director, Central Region, PHMSA

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

**DEPARTMENT OF TRANSPORTATION  
PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION  
OFFICE OF PIPELINE SAFETY  
WASHINGTON, D.C. 20590**

**In the Matter of**

**Williston Basin Interstate  
Pipeline Company,**

**Respondent.**

**CPF No. 3-2005-1008**

**FINAL ORDER**

On August 2-6, 9-13, 16-20, and August 30-September 2, 2004, pursuant to 49 U.S.C. § 60117, a representative of the Pipeline and Hazardous Materials Safety Administration (PHMSA), Office of Pipeline Safety conducted an on-site pipeline safety inspection of Respondent's facilities and records in its Glendive, Montana, and the North Dakota and South Dakota operating areas. As a result of the inspection, the Director, Central Region, PHMSA, issued to Respondent, by letter dated February 25, 2005, a Notice of Probable Violation and Proposed Civil Penalty (Notice). In accordance with 49 C.F.R. § 190.207, the Notice proposed finding that Respondent had committed violations of 49 C.F.R. Part 192, and proposed assessing a civil penalty of \$5,500 for the alleged violations.

Respondent responded to the Notice by letter dated March 15, 2005 (Response). Respondent contested the allegations and requested an informal hearing pursuant to 49 C.F.R. § 190.211. The hearing was held by teleconference on November 9, 2005. Larry White of PHMSA's Office of Chief Counsel served as the Presiding Official. Respondent was represented by counsel. After the hearing, Respondent provided additional information for the record on December 1, 2005.

**FINDINGS OF VIOLATION**

The Notice alleged that Respondent violated 49 C.F.R. Part 192 as follows:

**Notice Item 1:**

**49 C.F.R. § 192.465 External corrosion control: Monitoring.**

- (a) Each pipeline that is under cathodic protection must be tested at least once each